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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
10

11 UNITED STATES OF AMERICA,)	No. CR-09-0933-CW
)	
12 Plaintiff,)	STIPULATION TO CONTINUE;
)	PROPOSED ORDER CONTINUING
13 vs.)	CASE AND EXCLUDING TIME UNDER
)	THE SPEEDY TRIAL ACT
14 JOSE CRUZ RAMIREZ,)	
)	
15 Defendant.)	
_____)	
16		

17 IT IS HEREBY STIPULATED, by and between the parties to this action, that the TRIAL
18 OR MOTIONS SETTING OR DISPOSITION HEARING date of May 24, 2010 scheduled at
19 10:00 a.m., before the Hon. Laurel Beeler, be vacated and re-set for June 14, 2010 at 10:00 a.m.,
20 before the Oakland Duty Magistrate, for TRIAL OR MOTIONS SETTING OR DISPOSITION
21 HEARING.

22 The reason for this request is that defense counsel is presently reviewing newly provided
23 discovery and needs additional time to investigate and analyze it. Additional records are being
24 sought by the defense, as well.

25 The parties agree and stipulate that the time until June 14, 2010 should be excluded,
26 under 18 U.S.C. §3161(h)(7)(A) because the ends of justice served by the granting of the

1 continuance outweigh the best interests of the public and the defendant in a speedy and public
2 trial. The continuance is necessary to accommodate counsel's preparation efforts.

3
4 Date 5/27/10 /s/
5 John Paul Reichmuth
6 Assistant Federal Public Defender
7 Counsel for defendant DIAZ CARRILLO

8 Date 05/27/10 /s/
9 John Cooke
10 Assistant United States Attorney

11 I hereby attest that I have on file all holograph signatures for any signatures indicated by a "conformed" signature (/S/)
12 within this e-filed document. /S/ JOHN PAUL REICHMUTH

ORDER

The court finds that the ends of justice served by the granting of the continuance outweigh the best interests of the public and the defendant in a speedy and public trial. The continuance is necessary to accommodate counsel's preparation efforts and continuity of counsel. Based on these findings, IT IS HEREBY ORDERED THAT the above-captioned matter is continued to June 14, 2010 at 10:00 a.m., before the Oakland Duty Magistrate, and that time is excluded from May 24, 2010 until June 14, 2010 pursuant to 18 U.S.C. § 3161(h)(7)(a).

IT IS SO ORDERED.

May 28, 2010
Date



LAUREL BEELER
UNITED STATES MAGISTRATE JUDGE